

1 DANIEL P. WESTMAN (CA SBN 108145)
 2 MORRISON & FOERSTER LLP
 3 1650 Tysons Boulevard
 4 Suite 400
 5 McLean, Virginia 22102
 Telephone: 703.760.7700
 Facsimile: 703.760.7777
 Email: DWestman@mofo.com

6 Attorneys for Defendant
 NEC CORPORATION OF AMERICA

7 MARK R. THIERMAN (CA SBN 72913)
 8 THIERMAN LAW FIRM
 9 7287 Lakeside Drive
 Reno, Nevada 89511
 Telephone: 775.284.1500
 Facsimile: 775.703.5027
 Email: laborlawyer@pacbell.net

10 Attorney for Plaintiff CHARLES HOGARTY

11
 12 UNITED STATES DISTRICT COURT
 13 SOUTHERN DISTRICT OF CALIFORNIA

14
 15 CHARLES HOGARTY,
 16 Plaintiff,
 17 v.
 18 NEC CORPORATION OF AMERICA, ET AL.
 19 Defendants.

20 Case No. 3:08-cv-00677-DMS-BLM
 Class Action

21 JOINT MOTION FOR EXTENSION
 22 OF TIME FOR DEFENDANTS NEC
 CORPORATION OF AMERICA,
 INNOVATIVE EMPLOYEE
 SOLUTIONS, INC., AND
 DYNAMIC STAFFING, INC. TO
 RESPOND TO THE COMPLAINT

23 The Honorable Dana M. Sabraw

24 PLEASE TAKE NOTICE that Defendants NEC Corporation of America, Innovative
 Employee Solutions, Inc., and Dynamic Staffing, Inc. ("Defendants") and Plaintiff Charles
 Hogarty ("Plaintiff") hereby jointly move the Court for an order allowing Defendants an extension
 of time in which to file a responsive pleading to Plaintiff's Complaint until June 30, 2008.
 Pursuant to Rule 6 of the Civil Pretrial & Trial Procedures of Judge Dana M. Sabraw, counsel for
 Defendants and Plaintiff have conferred regarding a potential Rule 12(b) motion that Defendants

1 may file regarding transfer of venue, and about potential settlement. Discussions regarding this
2 potential motion and settlement are ongoing.

3 Accordingly, the instant request for an extension of time is supported by good cause, and
4 the parties believe that it is in the interest of judicial economy to grant the extension of time.
5

6 Dated: May 29, 2008

MORRISON & FOERSTER LLP

7 By: _____/s/
8 Daniel P. Westman,

9 Attorney for Defendant
10 NEC CORPORATION OF AMERICA

11 Dated: May 29, 2008

THIERMAN LAW FIRM

12 By: _____/s/
13 Mark R. Thierman,

14 Attorney for Plaintiff
15 CHARLES HOGARTY

16 Dated: May 29, 2008

LAW OFFICES OF S. ROSS
17 KOCHENDERFER, P.C.

18 By: _____/s/
19 S. Ross Kochenderfer,

20 Attorney for Defendant
21 DYNAMIC STAFFING, INC.

22

23

24

25

26

27

28

1 Dated: May 29, 2008

BLACKMAR, PRINCIPE & SCHMELTER,
P.C.

3 By: _____ /s/
4 Peter J. Attarian,

5 Attorney for Defendant
6 INNOVATIVE EMPLOYEE
SOLUTIONS, INC.

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

CHARLES HOGARTY,
Plaintiff,
v.
NEC CORPORATION OF AMERICA, ET AL.
Defendants.

Case No. 3:08-cv-00677-DMS-BLM
Class Action

[PROPOSED] ORDER GRANTING
JOINT MOTION FOR EXTENSION
OF TIME FOR DEFENDANTS NEC
CORPORATION OF AMERICA,
INNOVATIVE EMPLOYEE
SOLUTIONS, INC., AND
DYNAMIC STAFFING, INC. TO
RESPOND TO THE COMPLAINT

The Honorable Dana M. Sabraw

Good cause appearing, the parties' joint motion for extension of time is GRANTED.

IT IS FURTHER ORDERED that Defendants NEC Corporation of America, Innovative Employee Solutions, Inc. and Dynamic Staffing, Inc. shall file a responsive pleading to the Complaint of Plaintiff Charles Hogarty on or before June 30, 2008.

Dated: _____, 2008

DANA M. SABRAW
United States District Court Judge

COPY TO:

BARBARA LYNN MAJOR
UNITED STATES MAGISTRATE JUDGE

ALL PARTIES/COUNSEL